

**FIRST AMENDMENT TO THE ANNUAL ASPHALT MILLING AND RESURFACING
CONTRACT NO. 2013052
DATED MARCH 12, 2013, BY AND BETWEEN
COMMUNITY ASPHALT CORP.,
AND PALM BEACH COUNTY**

THIS FIRST AMENDMENT to the Annual Asphalt Milling and Resurfacing Contract dated March 12, 2013, (R2013-0235), hereinafter "CONTRACT" by and between Community Asphalt Corp., hereinafter "CONTRACTOR" and the Board of County Commissioners of Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

WITNESSETH

WHEREAS, on March 12, 2013, the CONTRACTOR and COUNTY entered into an Annual Asphalt Milling and Resurfacing Contract for milling and disposal of existing asphalt pavement, maintenance of traffic, cleaning of surfaces for finish applications, and furnishing, hauling, and placement of specified asphalt courses throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that the contract may be extended, at the COUNTY's option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners; and

WHEREAS, the COUNTY wishes to extend the contract time and increase the amount of the CONTRACT; and

WHEREAS, by this amendment, the CONTRACTOR and the COUNTY mutually agree to amend the CONTRACT.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the parties agree as follows:

1. The above recitations are true and correct and incorporated herein.
2. The CONTRACT, dated March 12, 2013, between the CONTRACTOR and the COUNTY is hereby amended as follows:
 - A) Instructions to Bidders Section 2 "Nondiscrimination" is amended as follows:

The Contractor warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, familial status, sexual orientation, gender identity and expression, or genetic information.

- B) The Special Provisions ("Extension", Page SP-9) is amended to extend the Contract expiration date from September 30, 2014 to September 30, 2015; and
 - C) The Contract (Page C-1) is amended to increase the amount of the Contract to \$12,110,000.
3. The Contract amount was previously increased via Change Order No. 1 dated April 15, 2014 (R2014-0486) and increased the amount of the Contract to \$8,110,000.
 4. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.
 5. All other provisions of the Annual Asphalt Milling and Resurfacing Contract dated March 12, 2013, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed and sealed this _____ day of _____, 2014.

ATTEST:
SHARON R. BOCK
Clerk and Comptroller

PALM BEACH COUNTY, a Political
Subdivision of the State of Florida
Board of County Commissioners

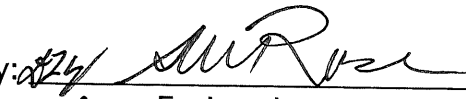
By: _____
Deputy Clerk

By: _____
Priscilla A. Taylor, Mayor


APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

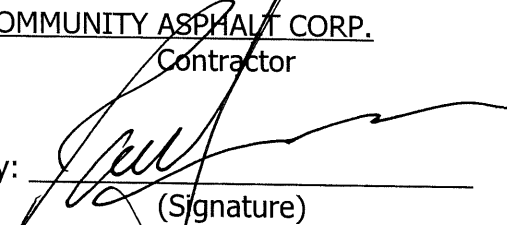
APPROVED AS TO TERMS
AND CONDITIONS

By: _____
County Attorney

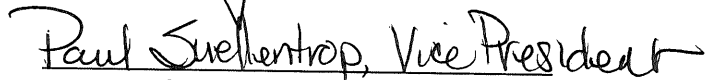
By: 
for Engineering

ATTEST:

By: 
Secretary or Asst. Secretary

COMMUNITY ASPHALT CORP.
Contractor
By: 
(Signature)

(Seal)


Paul Suentrop, Vice President
(Print Name and Title)

**FIRST AMENDMENT TO THE ANNUAL ASPHALT MILLING AND RESURFACING
CONTRACT NO. 2013052
DATED MARCH 12, 2013, BY AND BETWEEN
RANGER CONSTRUCTION INDUSTRIES, INC.,
AND PALM BEACH COUNTY**

THIS FIRST AMENDMENT to the Annual Asphalt Milling and Resurfacing Contract dated March 12, 2013, (R2013-0236), hereinafter "CONTRACT" by and between Ranger Construction Industries, Inc., hereinafter "CONTRACTOR" and the Board of County Commissioners of Palm Beach County, a political subdivision of the state of Florida, hereinafter, "COUNTY".

WITNESSETH

WHEREAS, on March 12, 2013, the CONTRACTOR and COUNTY entered into an Annual Asphalt Milling and Resurfacing Contract for milling and disposal of existing asphalt pavement, maintenance of traffic, cleaning of surfaces for finish applications, and furnishing, hauling, and placement of specified asphalt courses throughout Palm Beach County; and

WHEREAS, the CONTRACT provides that the contract may be extended, at the COUNTY's option for a defined period of time, not to exceed thirty-six months total contract time, upon approval of the Board of County Commissioners; and

WHEREAS, the COUNTY wishes to extend the contract time and increase the amount of the CONTRACT; and

WHEREAS, by this amendment, the CONTRACTOR and the COUNTY mutually agree to amend the CONTRACT.

NOW, THEREFORE, in consideration of the mutual covenants, promises, and agreements herein contained, the parties agree as follows:

1. The above recitations are true and correct and incorporated herein.
2. The CONTRACT, dated March 12, 2013, between the CONTRACTOR and the COUNTY is hereby amended as follows:
 - A) Instructions to Bidders Section 2 "Nondiscrimination" is amended as follows:

The Contractor warrants and represents that all of its employees are treated equally during employment without regard to race, color, religion, disability, sex, age, national origin, ancestry, marital status, familial status, sexual orientation, gender identity and expression, or genetic information.

- B) The Special Provisions ("Extension", Page SP-9) is amended to extend the Contract expiration date from September 30, 2014 to September 30, 2015; and
- C) The Contract (Page C-1) is amended to increase the amount of the Contract to \$12,110,000.
- 3. The Contract amount was previously increased via Change Order No. 1 dated April 15, 2014 (R2014-0487) and increased the amount of the Contract to \$8,110,000.
- 4. It is the intent of the parties hereto that this Amendment shall not become binding until the date executed by the COUNTY.
- 5. All other provisions of the Annual Asphalt Milling and Resurfacing Contract dated March 12, 2013, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have caused this Amendment to be executed and sealed this _____ day of _____, 2014.

ATTEST:
SHARON R. BOCK
Clerk and Comptroller

PALM BEACH COUNTY, a Political
Subdivision of the State of Florida
Board of County Commissioners

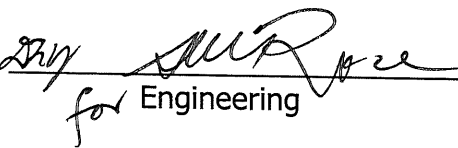
By: _____
Deputy Clerk

By: _____
Priscilla A. Taylor, Mayor

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

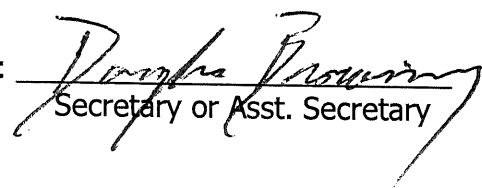
APPROVED AS TO TERMS
AND CONDITIONS

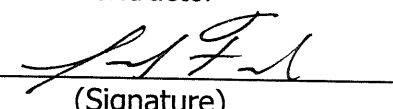
By: _____
County Attorney

By: 
for Engineering

ATTEST:

RANGER CONSTRUCTION INDUSTRIES,
INC.

By: 
Secretary or Asst. Secretary

Contractor
By: 
(Signature)
Ponch S. Frank
Vice President

(Seal)

(Print Name and Title)